

1 [Counsel listed on signature page]

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

In re TFT-LCD (FLAT PANEL)  
ANTITRUST LITIGATION

This Documents Relates To:  
*Best Buy v. AU Optronics Corp. et al.*,  
Case No. 10-CV-4572,

*Best Buy v. Toshiba Corp. et al*  
Case No. 12-CV-4114

*Costco Wholesale Corporation v. AU  
Optronics Corp. et al.*, Case No. 11-CV-  
00058

*Electrograph Systems, Inc. v. Epson  
Imaging Devices Corp. et al.*, Case No. 10-  
CV-00117

*Eastman Kodak Company v. Epson  
Imaging Devices Corp. et al.*, Case No. 10-  
CV-5452

*Motorola Mobility Inc. v. AU Optronics  
Corp. et al.*, Case No. 09-CV-5840

*Target Corp, et. al., v. AU Optronics Corp.  
et al.,*  
Case No. 10-CV-4945

MASTER FILE NO. 07-m-1827 SI

CASE NO. 07-md-1827-SI  
CLASS ACTION  
CASE NO. 10-CV-4572  
CASE NO. 11-CV-00058  
CASE NO. 10-CV-00117  
CASE NO. 10-CV-5452  
CASE NO. 09-CV-5840  
CASE NO. 10-CV-4945  
CASE NO. 12-CV-4114

**AMENDED STIPULATION AND  
[PROPOSED] ORDER RE REVISED PRE-  
TRIAL SCHEDULE**

MASTER FILE NO. 07-M-1827 SI

AMENDED STIPULATION AND [PROPOSED] ORDER RE REVISED PRE-TRIAL SCHEDULE

1           The undersigned liaison counsel, on behalf of all plaintiffs and defendants in the above-  
2 referenced “Track 1B” action (the “Parties”), hereby stipulate and agree as follows:

3           WHEREAS, the Case Management Conference was held on March 15, 2013;

4           WHEREAS, the Parties submitted additional briefing to the Court on the pre-trial  
5 schedule after the Case Management Conference;

6           WHEREAS, the Court issued an Order on April 2, 2013, regarding pre-trial exchanges;  
7 and

8           WHEREAS, the counsel for the Best Buy entities and the Toshiba entities agreed that  
9 good cause existed to modify the summary judgment schedule;

10          NOW THEREFORE, IT IS HEREBY STIPULATED by the undersigned counsel on  
11 behalf of the Parties that the following pre-trial deadlines should be entered as an Order by this  
12 Court:

Action	Plaintiffs' Disclosure	Defendants' Disclosure	Pl. Suppl. Exchange	Def. Suppl. Exchange	Filing date	Hearing
<b>Witness lists</b>	Apr 30	May 7	May 14	May 21	June 25	July 9
<b>Exhibit lists</b>	May 21	June 4	June 14	June 21	June 25	July 9
<b>Deposition designations</b>	May 21	June 4	June 14	June 21	June 25	July 9
<b>Written discovery designations</b>	May 21	June 4	June 14	June 21	June 25	July 9

Action	1 <sup>st</sup> Exchange	2 <sup>nd</sup> Exchange	3 <sup>rd</sup> Exchange	Filing date	Hearing
<b>Joint Set of Jury Instructions</b>	May 28	June 10	June 18	June 25	
<b>Preliminary Statement &amp; Instructions</b>	May 28	June 10	June 18	June 25	
<b>Joint Pretrial Conference Statement</b>	June 10	June 18		June 25	
<b>Jury Questionnaire</b>	June 10	June 18	June 21	June 25	

1	<b>Verdict Forms</b>	June 18	June 21		June 25	
2	<b>In Limines: Motions</b>				June 18	July 9
3	<b>Oppositions</b>				July 2	
4	<b>Daubert Motions</b>	<b>Motions</b>			May 3	June 12
5		<b>Oppositions</b>			May 17	
6		<b>Replies</b>			May 24	

7           In addition, the parties to the *Best Buy v. Toshiba Corp. et al*, Case No. 12-CV-4114, case  
 8 stipulate that the briefing schedule for summary judgment motions<sup>1</sup> shall be as follows:

9           MSJ Filing deadline: June 5

10          Oppositions:                 June 21

11          Replies:                     June 28

12          Hearing:                    July 9

14           **ATTESTATION:** Pursuant to General Order 45, Part X-B, the filer attests that  
 15 concurrence in the filing of this document has been obtained from each of the signatories.

16          Dated: June 3, 2013

17                                       Respectfully submitted,

18                                       By: /s/ Jerome A. Murphy

19                                       Jason C. Murray (CA Bar No. 169806)  
 20                                       Janet I. Levine (CA Bar No. 94255)  
 21                                       Joshua C. Stokes (CA Bar No. 220214)  
 22                                       CROWELL & MORING LLP  
 23                                       515 South Flower St., 40th Floor  
 24                                       Los Angeles, CA 90071  
 25                                       Telephone: 213-622-4750  
 26                                       Facsimile: 213-622-2690  
 27                                       Email: jmurray@crowell.com  
    jlevine@crowell.com  
    jstokes@crowell.com

25                                       <sup>1</sup> The parties set the deadline for filing Daubert Motions for May 14, 2013. The parties  
 26 have not filed any Daubert motions beyond those filed by Toshiba in Track 1B, and therefore do  
 27 not set forth a Daubert schedule as that deadline has passed. To the extent that any Daubert issues  
 arise in the course of ongoing discovery between Toshiba and Best Buy, the parties will inform  
 the Court. Best Buy will oppose any effort by Toshiba to file untimely Daubert challenges.

1  
2 Jeffrey H. Howard (*pro hac vice*)  
3 Jerome A. Murphy (*pro hac vice*)  
4 CROWELL & MORING LLP  
5 1001 Pennsylvania Avenue, N.W.  
6 Washington, D.C. 20004  
7 Telephone: 202-624-2500  
8 Facsimile: 202-628-5116  
9 Email: jhoward@crowell.com  
10 jmurphy@crowell.com

11 Kenneth L. Adams (*pro hac vice*)  
12 R. Bruce Holcomb (*pro hac vice*)  
13 Christopher T. Leonardo (*pro hac vice*)  
14 ADAMS HOLCOMB LLP  
15 1875 Eye Street NW  
16 Washington, DC 20006  
17 Telephone: 202-580-8822  
18 Facsimile: 202-580-8821  
19 Email: adams@adamsholcomb.com  
20 holcomb@adamsholcomb.com  
21 leonardo@adamsholcomb.com

22 *Attorneys for Plaintiffs Target Corporation;  
23 Sears, Roebuck & Co; Kmart Corp.;  
24 RadioShack Corp., Old Comp, Inc.; Newegg,  
25 Inc., Good Guys Inc.; and Motorola  
26 Mobility, Inc.; and Liaison Counsel for  
27 Direct Action Plaintiffs*

28 By: /s/ Christopher M. Curran

1 Christopher M. Curran (*pro hac vice*)  
2 Email: ccurran@whitecase.com  
3 J. Mark Gidley (*pro hac vice*)  
4 Email: mgidley@whitecase.com  
5 Martin M. Toto (*pro hac vice*)  
6 Email: mtoto@whitecase.com  
7 John H. Chung (*pro hac vice*)  
8 Email: jchung@whitecase.com

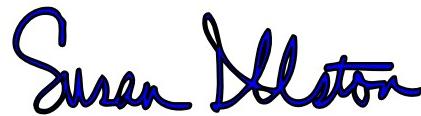
9 **WHITE & CASE LLP**  
10 1155 Avenue of the Americas  
11 New York, NY 10036  
12 Telephone: (212) 819-8200  
13 Facsimile: (212) 354-8113

14 *Attorneys for Toshiba Corporation, Toshiba  
15 Mobile Display Co., Ltd., Toshiba America  
16 Electronic Components, Inc. and Toshiba  
17 America Information Systems, Inc. and on  
18 behalf of all Track 1B Defendant*

1  
2 **IT IS SO ORDERED.**  
3

4 Dated: 6/11, 2013  
5

6 DCACTIVE-22926180.1  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



Susan Illston, United States District Judge